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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
08/990,195	12/12/1997	JIANHUA FAN		9830
75	90 12/10/2002		-,	
JIANHUA FAN			EXAMINER	
5800 MAUDINA AVENUE, #C2 NASHVILLE, TN 37209		MOY, JOSEPH MAN		
			ART UNIT	PAPER NUMBER
			3727	_

DATE MAILED: 12/10/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Applicant(s)					
08/990,195 FAN, JIANHUA					
Office Action Summary Examiner Art Unit					
Joseph Moy 3727					
The MAILING DATE of this communication appears on the cover sheet with the correspondence and Period for Reply	address				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered tin - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). - Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). Status					
1)⊠ Responsive to communication(s) filed on 16 September 2002.					
2a) ☐ This action is FINAL . 2b) ☒ This action is non-final.					
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims					
• 4)⊠ Claim(s) 8,20 and 21 is/are pending in the application.					
4a) Of the above claim(s) is/are withdrawn from consideration.					
5) Claim(s) is/are allowed.					
6) Claim(s) 8,20,21 is/are rejected.					
7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and/or election requirement.					
Application Papers					
9) The specification is objected to by the Examiner.					
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.					
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a	n).				
11) ☐ The proposed drawing correction filed on is: a) ☐ approved b) ☐ disapproved by the Examiner.					
If approved, corrected drawings are required in reply to this Office action.					
12) The oath or declaration is objected to by the Examiner.					
Priority under 35 U.S.C. §§ 119 and 120					
13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).					
a) ☐ All b) ☐ Some * c) ☐ None of:					
 Certified copies of the priority documents have been received. 					
2. Certified copies of the priority documents have been received in Application No					
 3. Copies of the certified copies of the priority documents have been received in this Nations application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 	al Stage				
14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provision	nal application).				
a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.					
Attachment(s)					
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)					

U.S. Patent and Trademark Office PTO-326 (Rev. 04-01) Serial Number: 08/990195

Art Unit: 3727

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claims 8,20,21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moskowitz (5,638,638) or Gautrot (French 2310695) in view of Worrell (4,059,920). Both Moskowitz and Gautrot show the concept of having extending legs from the bottom of a pot with water absorbing material. Worrell shows a pot with ventilation holes at its bottom portion. It would have been obvious to provide the bottom portion of the pots of Moskowitz or Gautrot with ventilation holes to enhance the draining process as taught by Worrell.

Any inquiry concerning this office action will be directed to Examiner Joseph Moy, (703) 308-1145. In order to reduce pendency and avoid potential delays, Group 3720 is encouraging faxing of responses in Office Actions directly into the group at (703) 305-3579 or (703) 305-3580. This practice may be used for filing papers not requiring a fee. It may also be used for filing papers which require a fee by Applicants who authorize charges to a USPTO deposit account. Please identify the examiner and the art unit at the top of your cover sheet.

If in receiving this Office Action it is apparent to applicant that certain documents are missing e.g. copies of references cited, from PTO-1449, form PTO-892., etc requests for copies

of such papers should be directed to Errica Bembry at (703)30-4005.

Date: 12/09/2002

Joseph M. Moy Primary Examiner